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8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
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11 RYMIR SATTERTHWAITE,  
12 Plaintiff,  
13 v.  
14 SHAWN COREY CARTER,  
15 Defendant.  
16  
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Case No. 2:25-CV-04251-SPG (MARx)  
**[PROPOSED] ORDER GRANTING  
DEFENDANT’S MOTION TO  
DISMISS AND STRIKE PLAINTIFF’S  
COMPLAINT AND REQUEST FOR  
JUDICIAL NOTICE [ECF NO. \_]**

18 On July 18, 2025, Defendant Shawn Corey Carter (“Defendant”) filed a motion to  
19 dismiss Plaintiff Rymir Satterthwaite’s (“Plaintiff”) Complaint with prejudice pursuant to  
20 Federal Rules of Civil Procedure Rules 12(b)(5), 12(b)(1) and 12(b)(6) and a motion to  
21 strike pursuant to California Code of Civil Procedure §425.16 (“Motion”) as well as a  
22 Request for Judicial Notice of court orders and filings.

23 Defendant seeks to dismiss the Complaint on four separate grounds.

24 *First*, Defendant seeks to dismiss the Complaint with prejudice, or alternatively to  
25 quash service of process, pursuant to Rule 12(b)(5) because Defendant was never served.  
26 Plaintiff claims to have served Defendant by “U.S. Mail”, but service by mail is not a valid  
27 form of service under the Federal Rules or California law and the “proof of service” filed  
28 does not identify where the service packet was purportedly mailed.

1        *Second*, Defendant also seeks to dismiss the Complaint with prejudice pursuant to  
2 Rule 12(b)(1) because this Court lacks subject matter jurisdiction to decide Plaintiff's  
3 claims under the *Rooker Feldman* doctrine. Plaintiff's lawsuit is a de facto appeal of  
4 multiple state court orders, dating back to 2010, entered in New Jersey and Pennsylvania.  
5 Indeed, Plaintiff not only asks the Court for relief that would necessitate overturning those  
6 orders, he asks the Court to declare them "null, void, unenforceable, and constitutionally  
7 invalid".

8        *Third*, Defendant also seeks to strike the Complaint without leave to amend pursuant  
9 to California's anti-SLAPP statute. The claims arise from Defendant's participation in  
10 litigation, which is protected activity, and Plaintiff has no possibility of prevailing on any  
11 of his claims because they are barred by the litigation privilege and they are untimely.

12        *Fourth*, Defendant also seeks to dismiss the Complaint with prejudice pursuant to  
13 Rule 12(b)(6) because the allegations fail to plead any plausible claim. Even accepting the  
14 well-pled allegations as true, Plaintiff has not satisfied his pleading burden. In fact, the  
15 allegations confirm Plaintiff's claims are fatally doomed because, at bottom, Plaintiff seeks  
16 to hold Defendant liable in tort for defending himself in lawsuits that Plaintiff and related  
17 Plaintiff Lillie Coley brought against him and for orders issued by various courts, neither  
18 of which can form the basis for the legal claims asserted.

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20        The Court, having considered the Parties' briefing and argument regarding the  
21 Motion, all materials incorporated by reference, all judicially noticeable material submitted  
22 in support thereof and in opposition thereto, and all other papers and pleadings filed in this  
23 matter, hereby GRANTS the Motion and ORDERS as follows:

- 24        1. The Court GRANTS Defendant's Request for Judicial Notice of Exhibits B-I;  
25        2. The Court GRANTS with prejudice Defendant's Motion to Dismiss the Complaint  
26 pursuant to Rule 12(b)(5) for insufficient service of process;

1           3. The Court GRANTS with prejudice Defendant's Motion to Dismiss the  
2 Complaint, and all causes of action therein, pursuant to Rule 12(b)(1) for lack of  
3 jurisdiction;

4           4. The Court GRANTS the Defendant's Anti-SLAPP Motion to Strike Plaintiff's  
5 Complaint and strikes, without leave to amend, all causes of action therein, pursuant to  
6 California Code of Civil Procedure section 425.16, on the grounds that (i) Plaintiff's claims  
7 arise from Defendant's participation in litigation, a protected activity, and (ii) Plaintiff  
8 cannot meet his burden to establish a reasonable probability that his will prevail on his  
9 claims because they are barred by the litigation privilege and statute of limitations;

10           5. As the prevailing party on an anti-SLAPP motion, Defendant is entitled to  
11 attorneys' fees and costs pursuant to California Code of Civil Procedure section 425.16(c).  
12 Accordingly, Defendant may file a motion for attorneys' fees and costs with \_\_\_\_ days of  
13 this Order; and

14           6. The Court GRANTS with prejudice Defendant's Motion to Dismiss the  
15 Complaint, and all causes of action therein, pursuant to Rule 12(b)(6), for failure to state a  
16 claim upon which relief can be granted.

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19           IT IS SO ORDERED.

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21 Dated:

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HON. SHERILYN PEACE GARNETT  
UNITED STATES DISTRICT JUDGE